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(5) \$  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
**John C. Harvey and James W. Cuddihy:**

Group Art Unit: 2737  
Examiner: FAILE, A.  
Attorney Docket: 05634.0012

Serial No.: 08/397,636

Filed: March 2, 1995

For: **SIGNAL PROCESSING APPARATUS  
AND METHODS**

**ATTN: APPLICATION PROCESSING DIVISION,  
SPECIAL PROCESSING & CORRESPONDENCE BRANCH**

Commissioner for Patents and Trademarks  
Washington, D.C. 20231

RECEIVED  
JAN 4 2001  
OFFICE OF PETITIONS

**NOTIFICATION OF CHANGE IN STATUS UNDER 37 C.F.R. § 1.28(B) AND  
PAYMENT OF FEE DEFICIENCIES UNDER 37 C.F.R. § 1.28(C)**

Sir:

Upon review of the claims as filed in the above-referenced application and the “field of use” clause in the application’s assignee’s license contract with a firm that is a large entity, it has come to the applicant’s attention that the present application requires large entity status.

Pursuant to 37 C.F.R. § 1.28(b), Attorneys for Applicants hereby provide notification that Personalized Media Communications, L.L.C. (“PMC”), the assignee of the above referenced application Serial No. 08/397,636 does not qualify for small entity status under M.P.E.P. § 509.02 and 37 C.F.R. § 1.9 for paying reduced patent fees for the above referenced application and that the claim for small entity status for the above-referenced application Serial No. 08/397,636 is hereby withdrawn.

Enclosed herewith is assignee’s check no. 3029 for the recalculated fees of \$847.00 to convert the above-referenced application from small to large entity status in accordance with 37 C.F.R. § 1.28(c). The following table identifies each of applicant’s

01/05/2001 CNGUYEN 00000021 08397636

01 FC:101 710.00 OP  
02 FC:699 137.00 OP

Adjustment date: 01/10/2001  
01/05/2001 CNGUYEN 00000021 08397636  
01 FC:101 710.00 OP  
02 FC:699 137.00 OP  
01/10/2001 LGIBBS 00000053 08397636  
01 FC:197 847.00 OP

submissions to the Patent and Trademark Office ("PTO") necessitating the enclosed payment and the amount to bring the application in conformity to large entity status.


Description of Submission to PTO	Amount Deficient
New application filing:	\$847.00
Preliminary amendments:	
Response to first action new claim fees:	
Response to first action extension of time:	
Response to second action new claim fees:	
Response to second action extension of time:	
Response to final action new claim fees:	
Response to final action extension of time:	
1.129(a) submission:	
<b>TOTAL</b>	<b>\$847.00</b>

Applicants respectfully request the records of the PTO be revised to indicate that the above-referenced application should now be considered the application of a large entity.

The Commissioner is hereby authorized to charge or credit the deposit account of **Hunton & Williams**, Deposit Account No. **50-0206**, for any insufficient funds or overpayments in connection with the filing of the instant papers.

Date: December 29, 2000  
**HUNTON & WILLIAMS**  
1900 K Street, N.W.  
12<sup>th</sup> Floor  
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Respectfully submitted,

  
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